



February 14, 2007

SENATE BILL No. 64

DIGEST OF SB 64 (Updated February 13, 2007 10:23 am - DI cl)

Citations Affected: IC 20-29; noncode.

Synopsis: Reports by school employee organizations. Requires a school employee organization to provide annually to its members a disclosure report describing contributions and expenditures for: (1) candidates for federal, state, legislative, school board, or local office; and (2) public advocacy organizations. Requires a school employee organization to mail a copy of the disclosure report to each member and to post or have the disclosure report available for review in a prominent and accessible place in the school employee organization's principal offices and at the location where meetings of the school employee organization are usually held.

Effective: July 1, 2007.

Kruse

January 8, 2007, read first time and referred to Committee on Rules and Legislative Procedure.
February 13, 2007, amended; reassigned to Committee on Pensions & Labor.

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SB 64—LS 6280/DI 13+



February 14, 2007

First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

SENATE BILL No. 64

A BILL FOR AN ACT to amend the Indiana Code concerning education.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 20-29-10 IS ADDED TO THE INDIANA CODE
2 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2007]:

4 **Chapter 10. Report of Certain Contributions and Expenditures**
5 **by School Employee Organizations**

6 **Sec. 1. (a) This chapter applies to campaigns for election to:**

7 **(1) state, legislative, school board, or local office (as defined in**
8 **IC 3-5-2-29); or**

9 **(2) federal office (as defined in IC 3-5-2-24) that:**

10 **(A) are conducted in Indiana; and**

11 **(B) receive contributions from school employee**
12 **organizations that have members who reside in Indiana.**

13 **(b) This chapter also applies to the activities of a public**
14 **advocacy organization to influence any legislative action.**

15 **Sec. 2. As used in this chapter, "candidate" has the meaning set**
16 **forth in IC 3-5-2-6.**

17 **Sec. 3. As used in this chapter, "contribution" has the meaning**



SB 64—LS 6280/DI 13+

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1 set forth in IC 3-5-2-15.

2 Sec. 4. As used in this chapter, "expenditure" has the meaning
3 set forth in IC 2-7-1-3.

4 Sec. 5. As used in this chapter, "public advocacy organization"
5 means a person or an organization that communicates by any
6 means, or pays others to communicate by any means, to:

7 (1) inform the general public; or

8 (2) urge the general public to take an action;
9 to influence public policy.

10 Sec. 6. A school employee organization shall provide to its
11 members, not later than March 1 each year, a disclosure report
12 describing the school employee organization's:

13 (1) contributions to candidates for federal, state, legislative,
14 school board, or local office; and

15 (2) expenditures for public advocacy organizations.

16 Sec. 7. The disclosure report required under section 6 of this
17 chapter must include the following information for each campaign
18 to which a contribution was made:

19 (1) The candidate's name.

20 (2) The candidate's party affiliation or the statement that the
21 candidate is an independent candidate not affiliated with any
22 party.

23 (3) The office the candidate was seeking.

24 (4) The amount of the contribution, including a detailed
25 itemization of the amount that was cash, in kind services, and
26 any other type of property.

27 (5) The dates that contributions were made.

28 (6) A statement as to whether the candidate won the election.

29 (7) Any other information that the board may by rule require.

30 Sec. 8. The disclosure report required under section 6 of this
31 chapter must include the following information for each public
32 advocacy organization for which an expenditure was made:

33 (1) The public advocacy organization's name and business
34 address.

35 (2) The subject matter for which the public advocacy
36 organization advocates.

37 (3) The amount of the expenditure, including a detailed
38 itemization of the amount that was cash, in kind services, and
39 any other type of property.

40 (4) The description of the use of the expenditure by the public
41 advocacy organization.

42 (5) The dates that expenditures were made.

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(6) Any other information that the board may by rule require.

Sec. 9. (a) The disclosure report required under section 6 of this chapter must be distributed by both of the following methods:

(1) A copy of the disclosure report must be sent:

(A) by United States mail, postage prepaid; or

(B) if the member requests, electronically;

to each member who paid dues to the school employee organization since the date of the prior disclosure report.

(2) The disclosure report must be posted or available for review in a prominent and accessible place in:

(A) the school employee organization's principal offices; and

(B) the location where meetings of the school employee organization are usually held.

(b) The disclosure report may also be distributed by any other method, such as posting the disclosure report on a web site, that will give members of the school employee organization ready and easy access to the disclosure report.

Sec. 10. (a) The board shall prescribe a uniform format and content for the disclosure reports required by this chapter.

(b) The board may adopt rules under IC 4-22-2 to administer this chapter.

SECTION 2. [EFFECTIVE JULY 1, 2007] (a) A school employee organization shall file, not later than March 1, 2008, the initial disclosure report required under IC 20-29-10-6, as added by this act, for the twelve (12) month period ending December 31, 2007.

(b) This SECTION expires June 30, 2008.

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SENATE MOTION

Madam President: I move that Senator Long be removed as author of Senate Bill 64 and that Senator Kruse be substituted therefor.

LONG

 COMMITTEE REPORT

Madam President: The Senate Committee on Rules and Legislative Procedure, to which was referred Senate Bill No. 64, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Delete the title and insert the following:

A BILL FOR AN ACT to amend the Indiana Code concerning education.

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill be reassigned to the Senate Committee on Pensions & Labor.

(Reference is to SB 64 as introduced.)

LONG, Chairperson

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